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25 AUG 2006

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Flavio Valerio Marin Hernandez
Cerrada 8 #2241-27
Residencial Patria
45150
ZAPOPAN, JALISCO, MEXICO

In re Application of
HERNANDEZ
Serial No.: 10/506,800
PCT No.: PCT/MX02/00020
Int. Filing Date: 13 March 2002
Priority Date: None
Atty. Docket No.: None
For: INFLATABLE TOY AND PRODUCTION
METHOD THEREOF

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: DECISION ON
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: DECLARATION
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This is in response to applicant's communication was filed in the United States Patent and Trademark Office, PCT Legal Office, on 30 June 2006.

A review of the application file reveals that the request for entry into the U.S. national stage was filed on 07 September 2004 along with an executed declaration. The published international application PCT/MX02/00020 listed the sole inventor's name as Flavio Valerio Marin Hernandez. The executed declaration identifies the inventor as Flavio Valerio Marin but the declaration was executed as Flavio Marin Hernandez.

On 31 March 2006, a Notification of Missing Requirements (Form PCT/DO/EO/905) was mailed to applicant indicating that the declaration was not executed in accord with 37 CFR 1.66 or 1.68 as the name of the inventor listed on the declaration did not correspond to the inventor's name listed on the published application.

On 30 June 2006, applicant submitted a statement declaring that his name is Flavio Valerio Marin Hernandez, which was accompanied by a notary's statement that Flavio Marin Hernandez appeared before him.

DISCUSSION

The statement does not satisfy the requirements of 37 CFR 1.66 or 1.68. The declaration submitted on 07 September 2004 is not properly executed as it states only "Marin" as the inventor's last name, where the international application lists "Marin Hernandez". Thus, the declaration is unacceptable.

The declaration must identify the inventor's name as listed on the published international application, that is, Flavio Valerio **Marin Hernandez**. The declaration must also identify the inventor's mailing address, citizenship and residency. A copy of the Form PTO/SB/01 is enclosed for applicant's convenience.

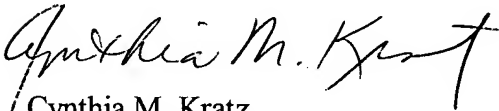
CONCLUSION

For the reasons stated above, the declaration submitted on 07 September 2004 is unacceptable. The application will be held in the PCT Legal Office to await applicant's reply.

The proper reply is the submission of a newly executed declaration in compliance with 37 CFR 1.497(a) and (b) and in accord with this decision.

Applicant has ONE (1) month from the mail date of this decision within which to reply or the time remaining under the Notification of Missing Requirements, whichever is longer.

Any further correspondence with respect to this matter should be addressed to the Mail Stop PCT, Commissioner for Patents, Office of PCT Legal Administration, P.O. Box 1450, Alexandria, Virginia 22313-1450, with the contents of the letter marked to the attention of the Office of PCT Legal Administration.



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Enclosure: Form PTO/SB/01

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